

FROM

(WED) MAY 4 2005 13:45/ST. 13:42/NO. 6337455400 P 2

## UNITED STATES DISTRICT COURT

FOR THE

District of

MASSACHUSETTS

ONE BEACON AMERICAN INSURANCE COMPANY

V.

CROSBY YACHT YARD, INC.

SUMMONS IN A CIVIL CASE

CASE NUMBER: 05-10363-GAO

05-10363 GAO

TO: (Name and address of Defendant)

Crosby Yacht Yard, Inc.  
72 Crosby Circle  
Osterville, MA 02655

RECEIVED

MAY 10 2005

CLINTON &amp; MUZYKA, P.C.

YOU ARE HEREBY SUMMONED and required to serve upon PLAINTIFF'S ATTORNEY (name and address)

Robert E. Collins  
CLINTON & MUZYKA, P.C.  
One Washington Mall  
Suite 1400  
Boston, MA 02108

an answer to the complaint which is herewith served upon you, within twenty (20) days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. You must also file your answer with the Clerk of this Court within a reasonable period of time after service.

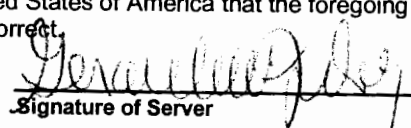


FEB 24 2005

TONY ANASTAS

CLERK

(By) DEPUTY CLERK

| RETURN OF SERVICE   |   |
|---|---|
| Service of the Summons and Complaint was made by me (1)   | DATE<br><div style="text-align: right;">May 06, 2005</div>  |
| NAME OF SERVER<br><div style="text-align: center;">GERARD O'DONNELL JODREY</div>  | TITLE<br><div style="text-align: center;">Process Server / A Disinterested Person</div>   |
| Check one box below to indicate appropriate method of service   |   |
| <input type="checkbox"/> Served personally upon the defendant. Place where served:<br><div style="text-align: right;">_____, MASSACHUSETTS</div>  |   |
| <input type="checkbox"/> Left copies thereof at the defendant's dwelling or usual place of abode with a person of suitable age and discretion then residing therein. Name of person whom the summons and complaint were left:<br><div style="text-align: right;">_____</div>  |   |
| Said service was made at: _____, MASSACHUSETTS  |   |
| <input checked="" type="checkbox"/> Other: By handing true and attested copies thereof to <u>MS. CHERYL NIEMI, CONTROLLER AND</u><br>Duly Authorized Agent for the within-named <u>CROSBY YACHT YARD, INC.</u><br>Said service was made at:<br><div style="text-align: right;"><u>72 CROSBY CIRCLE, OSTERVILLE</u>, MASSACHUSETTS</div> |   |
| STATEMENT OF SERVICE FEES   |   |
| SERVICE FEE \$ <u>77.00</u>   | Trips _____   |
| DECLARATION OF SERVER   |   |
| I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.  |   |
| Executed on <u>May 06, 2005</u><br>Date   | <br>Signature of Server<br><u>One Devonshire Place, Boston, Massachusetts</u><br>Address of Server |
| ADDITIONAL INFORMATION  |   |
| PLEASE NOTE THAT IT WAS NECESSARY TO MAKE _____ ATTEMPTS BEFORE MAKING PROPER SERVICE.  |   |
| Date  | Time  |
| Remarks   | FEE   |
|   | \$ _____  |
|   | \$ _____  |
|   | \$ _____  |
|   | \$ _____  |
|   | \$ _____  |
|   | \$ _____  |
|   | \$ _____  |
|   | \$ _____  |
|   | TOTAL \$ _____  |

(1) As to who may serve a summons see Rule 4 to the Federal Rules of Civil Procedure.